

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Bruce D. Kasden,

Civil No. 05-1448 (RHK/RLE)

Plaintiff,

vs.

ORDER

Jerome DeRungs, an individual, and
Star Gazette Publishing Co., Inc.,

Defendants.

Based upon the Report and Recommendation of United States Magistrate Judge Raymond L. Erickson, and after an independent review of the files, records and proceedings in the above-entitled matter, it is **ORDERED**:

1. The Report and Recommendation (Doc. No. 28) is **ADOPTED**;
2. Defendants' Motion to Dismiss (Doc. No. 13) is **GRANTED**; and
3. Plaintiff's Complaint (Doc. No. 1) is **DISMISSED WITHOUT PREJUDICE**.

Dated: June 13, 2006

s/Richard H. Kyle
RICHARD H. KYLE
United States District Judge